



Sen. Don Harmon

Filed: 1/10/2023

10200HB1563sam002

LRB102 03594 RPS 42610 a

1 AMENDMENT TO HOUSE BILL 1563

2 AMENDMENT NO. _____. Amend House Bill 1563 by replacing
3 everything after the enacting clause with the following:

4 "Section 10. The Civil Administrative Code of Illinois is
5 amended by changing Section 5-200 as follows:

6 (20 ILCS 5/5-200) (was 20 ILCS 5/7.11)

7 Sec. 5-200. Director of Aging. The Director of Aging shall
8 be a senior citizen, as that term is defined in the Illinois
9 Act on the Aging, who has sufficient experience in providing
10 services to the aging or shall be an individual who has actual
11 experience in providing services to senior citizens.

12 (Source: P.A. 91-239, eff. 1-1-00.)

13 Section 25. The Illinois Act on the Aging is amended by
14 changing Section 7.01 as follows:

1 (20 ILCS 105/7.01) (from Ch. 23, par. 6107.01)

2 Sec. 7.01. The Council shall consist of 31 voting members,
3 including: two Senators appointed by the President of the
4 Senate; two Senators appointed by the Senate Minority Leader;
5 two Representatives appointed by the Speaker of the House of
6 Representatives; two Representatives appointed by the House
7 Minority Leader; and twenty three citizen members, at least
8 sixteen of whom shall be senior citizens or have actual
9 experience in providing services to senior citizens. Of the
10 citizen members, at least 7 shall represent underrepresented
11 communities as follows:

12 (1) one member who is a lesbian, gay, bisexual, or
13 queer individual;

14 (2) one member who is a transgender or
15 gender-expansive individual;

16 (3) one member who is a person living with HIV;

17 (4) one member who is an African-American or Black
18 individual;

19 (5) one member who is a Hispanic or Latino individual;

20 (6) one member who is an Asian-American or Pacific
21 Islander individual; and

22 (7) one member who is an ethnically diverse
23 individual.

24 (Source: P.A. 102-885, eff. 5-16-22.)

25 Section 30. The Department of Central Management Services

1 Law of the Civil Administrative Code of Illinois is amended by
2 changing Section 405-413 as follows:

3 (20 ILCS 405/405-413)

4 Sec. 405-413. Geographic consolidation of State employment
5 positions.

6 (a) Notwithstanding any other law to the contrary, it is
7 recognized that ~~the Director of Central Management Services,~~
8 ~~working in consultation with the Director of any affected~~
9 ~~State agency, shall direct the relocation to Sangamon County~~
10 is the preferred location of all State employment positions
11 under the Personnel Code that are not required by their nature
12 or function to be located in a specific geographic area.

13 (b) (Blank). ~~Notwithstanding any other law to the~~
14 ~~contrary, the Director of Central Management Services, working~~
15 ~~in consultation with the Director of any affected State~~
16 ~~agency, shall direct all new State employment positions which~~
17 ~~may be created under the Personnel Code, and which are not~~
18 ~~required by their nature or function to be located in a~~
19 ~~specific geographic area, to be located in Sangamon County.~~

20 (c) The Director shall determine a geographic location for
21 each State employment position taking into consideration a
22 variety of factors, including, but not limited to, and, if it
23 ~~is other than Sangamon County, the reason for it to be in that~~
24 ~~geographic location. In determining whether to locate or~~
25 ~~relocate a State employment position to Sangamon County, the~~

1 ~~Director shall consult the Director of any affected State~~
2 ~~agency as to whether~~ the nature or function of a position,
3 whether the position is well-suited for telework or a similar
4 arrangement, where a diverse and equitable applicant pool
5 exists, the preference for State employment positions to be
6 located in Sangamon County, and other similar factors that
7 should determine the geographic location of a State employment
8 position. ~~requires it to be located in a specific geographic~~
9 ~~area of the State. If no such geographic necessity exists,~~
10 ~~that position shall be located or relocated to Sangamon~~
11 ~~County.~~

12 (d) The rights of employees and the State and its agencies
13 under the Personnel Code and applicable collective bargaining
14 agreements with respect to the relocation of current State
15 employee position holders shall not be affected by the
16 provisions of this Section. ~~The provisions of this Section~~
17 ~~regarding location or relocation of a position to Sangamon~~
18 ~~County shall apply only to State employment positions that~~
19 ~~become vacant or are created on or after the effective date of~~
20 ~~this amendatory Act of the 100th General Assembly.~~

21 (e) The provisions of this Section do not apply to: (1) any
22 office of the legislative or judicial branch; (2) Statewide
23 offices under the jurisdiction of any executive branch
24 constitutional officer other than the Governor; or (3) persons
25 employed directly by the Office of the Governor. This Section
26 does apply to departments and agencies of State government

1 under the jurisdiction of the Governor other than persons
2 employed directly by the Office of the Governor.

3 (Source: P.A. 100-742, eff. 8-9-18.)

4 Section 45. The Department of Public Health Powers and
5 Duties Law of the Civil Administrative Code of Illinois is
6 amended by changing Section 2310-347 as follows:

7 (20 ILCS 2310/2310-347)

8 Sec. 2310-347. The Carolyn Adams Ticket For The Cure
9 Board.

10 (a) The Carolyn Adams Ticket For The Cure Board is created
11 as an advisory board within the Department. Until 30 days
12 after the effective date of this amendatory Act of the 97th
13 General Assembly, the Board may consist of 10 members as
14 follows: 2 members appointed by the President of the Senate; 2
15 members appointed by the Minority Leader of the Senate; 2
16 members appointed by the Speaker of the House of
17 Representatives; 2 members appointed by the Minority Leader of
18 the House of Representatives; and 2 members appointed by the
19 Governor with the advice and consent of the Senate, one of whom
20 shall be designated as chair of the Board at the time of
21 appointment.

22 (a-5) Notwithstanding any provision of this Article to the
23 contrary, the term of office of each current Board member ends
24 30 days after the effective date of this amendatory Act of the

1 97th General Assembly or when his or her successor is
2 appointed and qualified, whichever occurs sooner. No later
3 than 30 days after the effective date of this amendatory Act of
4 the 97th General Assembly, the Board shall consist of 10 newly
5 appointed members. Four of the Board members shall be members
6 of the General Assembly and appointed as follows: one member
7 appointed by the President of the Senate; one member appointed
8 by the Minority Leader of the Senate; one member appointed by
9 the Speaker of the House of Representatives; and one member
10 appointed by the Minority Leader of the House of
11 Representatives.

12 Six of the Board members shall be appointed by the
13 Director of the Department of Public Health, who shall
14 designate one of these appointed members as chair of the Board
15 at the time of his or her appointment. These 6 members
16 appointed by the Director shall reflect the population with
17 regard to ethnic, racial, and geographical composition and
18 shall include the following individuals: one breast cancer
19 survivor; one physician specializing in breast cancer or
20 related medical issues; one breast cancer researcher; one
21 representative from a breast cancer organization; one
22 individual who operates a patient navigation program at a
23 major hospital or health system; and one breast cancer
24 professional that may include, but not be limited to, a
25 genetics counselor, a social worker, a detain, an occupational
26 therapist, or a nurse.

1 A Board member whose term has expired may continue to
2 serve until a successor is appointed. ~~A Board member who is not~~
3 ~~a member of the General Assembly may serve 2 consecutive~~
4 ~~3-year terms and shall not be reappointed for 3 years after the~~
5 ~~completion of those consecutive terms.~~

6 (b) Board members shall serve without compensation but may
7 be reimbursed for their reasonable travel expenses incurred in
8 performing their duties from funds available for that purpose.
9 The Department shall provide staff and administrative support
10 services to the Board.

11 (c) The Board may advise:

12 (i) the Department of Revenue in designing and
13 promoting the Carolyn Adams Ticket For The Cure special
14 instant scratch-off lottery game;

15 (ii) the Department in reviewing grant applications;
16 and

17 (iii) the Director on the final award of grants from
18 amounts appropriated from the Carolyn Adams Ticket For The
19 Cure Grant Fund, to public or private entities in Illinois
20 that reflect the population with regard to ethnic, racial,
21 and geographic ~~geographical~~ composition for the purpose of
22 funding breast cancer research and supportive services for
23 breast cancer survivors and those impacted by breast
24 cancer and breast cancer education. In awarding grants,
25 the Department shall consider criteria that includes, but
26 is not limited to, projects and initiatives that address

1 disparities in incidence and mortality rates of breast
2 cancer, based on data from the Illinois Cancer Registry,
3 and populations facing barriers to care in accordance with
4 Section 21.5 of the Illinois Lottery Law.

5 (c-5) The Department shall submit a report to the Governor
6 and the General Assembly by December 31 of each year. The
7 report shall provide a summary of the Carolyn Adams Ticket for
8 the Cure lottery ticket sales, grants awarded, and the
9 accomplishments of the grantees.

10 (d) The Board is discontinued on June 30, 2027.

11 (Source: P.A. 99-917, eff. 12-30-16.)

12 Section 55. The Illinois Criminal Justice Information Act
13 is amended by changing Section 4 as follows:

14 (20 ILCS 3930/4) (from Ch. 38, par. 210-4)

15 Sec. 4. Illinois Criminal Justice Information Authority;
16 creation, membership, and meetings. There is created an
17 Illinois Criminal Justice Information Authority consisting of
18 25 members. The membership of the Authority shall consist of:

19 (1) the Illinois Attorney General, ~~or the Illinois~~
20 Attorney General's ~~his or her~~ designee;

21 (2) the Director of Corrections or the Director's
22 designee;

23 (3) the Director of the Illinois State Police or the
24 Director's designee;

1 (4) the Director of Public Health or the Director's
2 designee;7

3 (5) the Director of Children and Family Services or
4 the Director's designee;7

5 (6) the Sheriff of Cook County or the Sheriff's
6 designee;7

7 (7) the State's Attorney of Cook County or the State's
8 Attorney's designee;7

9 (8) the clerk of the circuit court of Cook County or
10 the clerk's designee;7

11 (9) the President of the Cook County Board of
12 Commissioners or the President's designee;7

13 (10) the Superintendent of the Chicago Police
14 Department or the Superintendent's designee;7

15 (11) the Director of the Office of the State's
16 Attorneys Appellate Prosecutor or the Director's
17 designee;7

18 (12) the Executive Director of the Illinois Law
19 Enforcement Training Standards Board or the Executive
20 Director's designee;7

21 (13) the State Appellate Defender or the State
22 Appellate Defender's designee;7

23 (14) the Public Defender of Cook County or the Public
24 Defender's designee;7 and

25 (15) the following additional members, each of whom
26 shall be appointed by the Governor:

- 1 (A) a circuit court clerk;IT
2 (B) a sheriff;IT
3 (C) a State's Attorney of a county other than
4 Cook;IT
5 (D) a Public Defender of a county other than
6 Cook;IT
7 (E) a chief of police;IT and
8 (F) 6 members of the general public.

9 Members appointed on and after the effective date of this
10 amendatory Act of the 98th General Assembly shall be confirmed
11 by the Senate.

12 The Governor from time to time shall designate a Chairman
13 of the Authority from the membership. All members of the
14 Authority appointed by the Governor shall serve at the
15 pleasure of the Governor for a term not to exceed 4 years. The
16 initial appointed members of the Authority shall serve from
17 January, 1983 until the third Monday in January, 1987 or until
18 their successors are appointed.

19 The Authority shall meet at least quarterly, and all
20 meetings of the Authority shall be called by the Chairman.

21 (Source: P.A. 102-538, eff. 8-20-21.)

22 Section 60. The Blue-Ribbon Commission on Transportation
23 Infrastructure and Policy Act is amended by changing Sections
24 10, 15, 25, and 30 as follows:

1 (20 ILCS 4116/10)

2 (Section scheduled to be repealed on February 1, 2023)

3 Sec. 10. Commission created.

4 (a) The Blue-Ribbon Commission on Transportation
5 Infrastructure Funding and Policy is created within the
6 Department of Transportation consisting of members appointed
7 as follows:

8 (1) Four members of the House of Representatives, with
9 2 to be appointed by the Speaker of the House of
10 Representatives and 2 to be appointed by the Minority
11 Leader of the House of Representatives.

12 (2) Four members of the Senate, with 2 to be appointed
13 by the President of the Senate and 2 to be appointed by the
14 Minority Leader of the Senate.

15 (3) Eight members appointed by the Governor with the
16 advice and consent of the Senate.

17 (4) The chair of the Commission to be appointed by the
18 Governor from among his 8 appointments.

19 (b) Members shall have expertise, knowledge, or experience
20 in transportation infrastructure development, construction,
21 workforce, or policy. Members shall also represent a diverse
22 set of sectors, including the labor, engineering,
23 construction, transit, active transportation, rail, air, or
24 other sectors, and shall include participants of the
25 Disadvantaged Business Enterprise Program. No more than 2
26 appointees shall be members of the same sector.

1 (c) Members shall represent geographically diverse regions
2 of the State.

3 (d) Members shall be appointed by January 31, 2023 ~~May 31,~~
4 ~~2022~~.

5 (Source: P.A. 102-988, eff. 5-27-22.)

6 (20 ILCS 4116/15)

7 (Section scheduled to be repealed on February 1, 2023)

8 Sec. 15. Meetings. The Commission shall hold its first
9 meeting by February 15, 2023 ~~within 2 months from the~~
10 ~~effective date of this Act~~. The Commission may conduct
11 meetings at such places and at such times as it may deem
12 necessary or convenient to enable it to exercise fully and
13 effectively its powers, perform its duties, and accomplish its
14 objectives and purposes.

15 (Source: P.A. 102-988, eff. 5-27-22.)

16 (20 ILCS 4116/25)

17 (Section scheduled to be repealed on February 1, 2023)

18 Sec. 25. Report. The Commission shall direct the Illinois
19 Department of Transportation to enter into a contract with a
20 third party to assist the Commission in producing a document
21 that evaluates the topics under this Act and outline formal
22 recommendations that can be acted upon by the General
23 Assembly. The Commission shall report a summary of its
24 activities and produce a final report of the data, findings,

1 and recommendations to the General Assembly by September 15,
2 2023 ~~January 31, 2023~~. The final report shall include
3 specific, actionable recommendations for legislation and
4 organizational adjustments. The final report may include
5 recommendations for pilot programs to test alternatives. The
6 final report and recommendations shall also include any
7 minority and individual views of task force members.

8 (Source: P.A. 102-988, eff. 5-27-22.)

9 (20 ILCS 4116/30)

10 (Section scheduled to be repealed on February 1, 2023)

11 Sec. 30. Repeal. This Commission is dissolved, and this
12 Act is repealed, on September 30, 2023 ~~February 1, 2023~~.

13 (Source: P.A. 102-988, eff. 5-27-22.)

14 Section 65. The Renewable Energy Component Recycling Task
15 Force Act is amended by changing Section 10 as follows:

16 (20 ILCS 4118/10)

17 (Section scheduled to be repealed on December 31, 2025)

18 Sec. 10. The Renewable Energy Component Recycling Task
19 Force.

20 (a) The Renewable Energy Component Recycling Task Force,
21 hereinafter referred to as the REC Recycling Task Force, is
22 hereby established.

23 (b) The REC Recycling Task Force shall consist of the

1 following members:

2 (1) The Director of the Environmental Protection
3 Agency or his or her designee;

4 (2) The Chair of the Illinois Commerce Commission or
5 his or her designee;

6 (3) The Director of the Illinois Power Agency or his
7 or her designee;

8 (4) Four members appointed by the Governor, including
9 one representing a solid waste disposal organization, one
10 representing a renewable energy organization, and one
11 representing an environmental advocacy organization;

12 (5) Two members appointed by the President of the
13 Senate, ~~one representing a solid waste disposal~~
14 ~~organization and one representing a renewable energy~~
15 ~~organization;~~

16 (6) Two members appointed by the Minority Leader of
17 the Senate, ~~one representing a solid waste disposal~~
18 ~~organization and one representing a renewable energy~~
19 ~~organization;~~

20 (7) Two members appointed by the Speaker of the House
21 of Representatives, ~~one representing a solid waste~~
22 ~~disposal organization and one representing a renewable~~
23 ~~energy organization;~~ and

24 (8) Two members appointed by the Minority Leader of
25 the House of Representatives, ~~one representing a solid~~
26 ~~waste disposal organization and one representing a~~

1 ~~renewable energy organization.~~

2 (c) The REC Recycling Task Force shall meet at the call of
3 the Chair at least quarterly to fulfill its duties under this
4 Act. At the first meeting of the REC Recycling Task Force, the
5 Task Force shall elect from among its members a Chair and such
6 other officers as it may choose.

7 (d) The Environmental Protection Agency shall coordinate
8 meetings for and provide other logistical assistance to the
9 REC Recycling Task Force. The Agency may, upon request by the
10 Task Force, arrange to have outside experts provide research
11 assistance, technical support, and assistance in the
12 preparation of reports for the REC Recycling Task Force.
13 Notwithstanding any law to the contrary, the Environmental
14 Protection Agency may use moneys from the Solid Waste
15 Management Fund to fulfill its obligations under this Section,
16 including any obligation it may have to arrange to have
17 outside experts provide support and assistance to the Task
18 Force pursuant to this subsection.

19 (e) Members of the REC Recycling Task Force shall serve
20 without compensation, but the Task Force may, within the
21 limits of any funds appropriated or otherwise made available
22 to it, reimburse its members for actual and necessary expenses
23 incurred in the discharge of their Task Force duties.

24 (Source: P.A. 102-1025, eff. 5-27-22.)

25 Section 70. The Illinois Indian American Advisory Council

1 Act is amended by changing Section 1, 5, 10, 15, 20, and 25 as
2 follows:

3 (20 ILCS 4120/1)

4 Sec. 1. Short title. This Act may be cited as the Illinois
5 South Asian ~~Indian~~ American Advisory Council Act.

6 (Source: P.A. 102-1058, eff. 1-1-23.)

7 (20 ILCS 4120/5)

8 Sec. 5. Definitions. As used in this Act:

9 "South Asian" ~~"Indian"~~ means a person descended from any
10 of the countries of the South Asian subcontinent ~~that are not~~
11 ~~primarily Muslim in character, including India, Bhutan, Nepal,~~
12 ~~and Sri Lanka.~~

13 "Council" means the Illinois South Asian ~~Indian~~ American
14 Advisory Council created by this Act.

15 (Source: P.A. 102-1058, eff. 1-1-23.)

16 (20 ILCS 4120/10)

17 Sec. 10. Illinois South Asian ~~Indian~~ American Advisory
18 Council. There is hereby created the Illinois South Asian
19 ~~Indian~~ American Advisory Council. The purpose of the Council
20 is to advise the Governor and the General Assembly on policy
21 issues impacting South Asian ~~Indian~~ Americans and immigrants;
22 to advance the role and civic participation of South Asian
23 ~~Indian~~ Americans in this State; to enhance trade and

1 cooperation between South Asian ~~Indian majority~~ countries and
2 this State; and, in cooperation with State agencies, boards,
3 and commissions, to build relationships with and disseminate
4 information to South Asian ~~Indian~~ American and immigrant
5 communities across this State.

6 (Source: P.A. 102-1058, eff. 1-1-23.)

7 (20 ILCS 4120/15)

8 Sec. 15. Council members.

9 (a) The Council shall consist of 21 voting members. The
10 Governor shall appoint one voting member, who shall act as the
11 chairperson of the Council and serve as the representative of
12 the Office of the Governor. The Governor, the President of the
13 Senate, the Speaker of the House of Representatives, the
14 Minority Leader of the Senate, and the Minority Leader of the
15 House of Representatives shall each appoint 4 members of the
16 public to the Council, who shall also serve as voting members.

17 (b) Appointing authorities shall ensure, to the maximum
18 extent practicable, that the Council is diverse with respect
19 to race, ethnicity, age, gender, faith, sexual orientation,
20 language, country of origin, and geography.

21 (c) Appointments to the Council shall be persons of
22 recognized ability and experience in one or more of the
23 following areas: higher education, business, international
24 trade, law, social services, human services, immigration,
25 refugee services, community development, or health care.

1 (d) Appointed members of the Council shall serve 2-year
2 terms. A member shall serve until his or her successor shall be
3 appointed. Members of the Council shall not be entitled to
4 compensation for their services as members.

5 (e) The following officials shall serve as ex officio,
6 nonvoting members of the Council: the Deputy Director of the
7 Office of Trade and Investment within the Department of
8 Commerce and Economic Opportunity, or his or her designee, and
9 the Chief of the Bureau of Refugee and Immigrant Services
10 within the Department of Human Services, or his or her
11 designee.

12 The following State agencies shall also each appoint a
13 liaison to serve as an ex officio, nonvoting member ~~members~~ of
14 the Council: the Department of Commerce and Economic
15 Opportunity, the Department of Financial and Professional
16 Regulation, the Department of Human Services, the Department
17 on Aging, the Department of Children and Family Services, the
18 Department of Healthcare and Family Services, the Department
19 of Public Health, the Department of Central Management
20 Services, the Illinois State Board of Education, the Illinois
21 Board of Higher Education, and the Illinois Community College
22 Board.

23 (f) The Council may establish committees that address
24 certain issues, including, but not limited to, communications,
25 economic development, and legislative affairs.

26 (g) (Blank). ~~The Office of the Governor shall provide~~

1 ~~administrative and technical support to the Council, including~~
2 ~~a staff member to serve as ethics officer.~~

3 (Source: P.A. 102-1058, eff. 1-1-23; revised 12-16-22.)

4 (20 ILCS 4120/20)

5 Sec. 20. Meetings. The Council shall meet at least once
6 per ~~each~~ calendar quarter. In addition, the Council may hold
7 up to 2 public hearings annually to assist in the development
8 of policy recommendations to the Governor and the General
9 Assembly. All meetings of the Council shall be conducted in
10 accordance with the Open Meetings Act. Eleven members of the
11 Council shall constitute a quorum.

12 (Source: P.A. 102-1058, eff. 1-1-23; revised 12-16-22.)

13 (20 ILCS 4120/25)

14 Sec. 25. Reports.

15 (a) The Council shall issue semi-annual reports on its
16 policy recommendations to the Governor and the General
17 Assembly by June 30th and December 31st of each year.

18 (b) The reports on policy recommendations shall focus on,
19 but are not limited to, the following: (i) policy issues
20 impacting South Asian ~~Indian~~ Americans and immigrants; (ii)
21 advancement of the role and civic participation of South Asian
22 ~~Indian~~ Americans in this State; (iii) enhancement of trade and
23 cooperation between South Asian ~~Indian majority~~ countries and
24 this State; and (iv) building relationships with and

1 disseminating information to, in cooperation with State
2 agencies, boards, and commissions, South Asian ~~Indian~~ American
3 and immigrant communities across this State.

4 (Source: P.A. 102-1058, eff. 1-1-23.)

5 Section 75. The Hydrogen Economy Act is amended by
6 changing Section 95 as follows:

7 (20 ILCS 4122/95)

8 (Section scheduled to be repealed on June 1, 2023)

9 Sec. 95. Repealer. This Act is repealed on June 1, 2026
10 ~~2023~~.

11 (Source: P.A. 102-1086, eff. 6-10-22.)

12 Section 80. The Human Trafficking Task Force Act is
13 amended by changing Section 5 as follows:

14 (20 ILCS 5086/5)

15 (Section scheduled to be repealed on July 1, 2024)

16 Sec. 5. Human Trafficking Task Force created.

17 (a) There is created the Human Trafficking Task Force to
18 address the growing problem of human trafficking across this
19 State. The Human Trafficking Task Force shall consist of the
20 following persons:

21 (1) five ~~three~~ members of the House of
22 Representatives, appointed by the Speaker of the House of

1 Representatives;

2 (2) five ~~three~~ members of the House of
3 Representatives, appointed by the Minority Leader of the
4 House of Representatives;

5 (3) five ~~three~~ members of the Senate, appointed by the
6 President of the Senate;

7 (4) five ~~three~~ members of the Senate, appointed by the
8 Minority Leader of the Senate;

9 (5) one representative of the Cook County Human
10 Trafficking Task Force, appointed by the Governor; and

11 (6) one representative of the Central Illinois Human
12 Trafficking Task Force, appointed by the Governor.

13 (b) The Task Force shall include the following ex officio
14 members:

15 (1) the Director of the Illinois State Police, or his
16 or her designee;

17 (2) the Director of the Department of Children and
18 Family Services, or his or her designee;

19 (3) the Secretary of the Department of Human Services,
20 or his or her designee; and

21 (4) the Director of the Department of Healthcare and
22 Family Services, or his or her designee.

23 (c) Members of the Human Trafficking Task Force shall
24 serve without compensation.

25 (Source: P.A. 102-323, eff. 8-6-21.)

1 Section 85. The Illinois Muslim American Advisory Council
2 Act is amended by changing Section 20 as follows:

3 (20 ILCS 5110/20)

4 Sec. 20. Council members.

5 (a) The Council shall consist of 21 members. The Governor
6 shall appoint one member to be the representative of the
7 Office of the Governor. The Governor, the President of the
8 Senate, the Speaker of the House of Representatives, the
9 Minority Leader of the Senate, and the Minority Leader of the
10 House of Representatives shall also each appoint 4 public
11 members to the Council. The Governor shall select the
12 chairperson of the Council from among the members.

13 (b) Appointing authorities shall ensure, to the maximum
14 extent practicable, that the Council is diverse with respect
15 to race, ethnicity, age, gender, and geography.

16 (c) Appointments to the Council shall be persons of
17 recognized ability and experience in one or more of the
18 following areas: higher education, business, international
19 trade, law, social services, human services, immigration,
20 refugee services, community development, or healthcare.

21 (d) Members of the Council shall serve 2-year terms. A
22 member shall serve until his or her successor shall be
23 appointed. Members of the Council shall not be entitled to
24 compensation for their services as members.

25 (e) The following officials shall serve as ex officio

1 ~~ex-officio~~ members: the Deputy Director of the Office of Trade
2 and Investment within the Department of Commerce and Economic
3 Opportunity, or his or her designee, and the Chief of the
4 Bureau of Refugee and Immigrant Services within the Department
5 of Human Services, or his or her designee. In addition, the
6 Department on Aging, the Department of Children and Family
7 Services, the Department of Healthcare and Family Services,
8 the Department of Public Health, the Department of Central
9 Management Services, the Board of Education, the Board of
10 Higher Education, and the Community College Board shall each
11 appoint a liaison to serve as an ex officio ~~ex-officio~~ member
12 of the Council.

13 (f) The Council may establish committees that address
14 certain issues, including, but not limited to, communications,
15 economic development, and legislative affairs.

16 (g) (Blank). ~~The Office of the Governor shall provide~~
17 ~~administrative and technical support to the Council, including~~
18 ~~a staff member to serve as ethics officer.~~

19 (Source: P.A. 100-459, eff. 8-25-17.)

20 Section 90. The Metropolitan Pier and Exposition Authority
21 Act is amended by changing Section 14 as follows:

22 (70 ILCS 210/14) (from Ch. 85, par. 1234)

23 Sec. 14. Board; compensation. The governing and
24 administrative body of the Authority shall be a board known as

1 the Metropolitan Pier and Exposition Board. On the effective
2 date of this amendatory Act of the 96th General Assembly, the
3 Trustee shall assume the duties and powers of the Board for a
4 period of 18 months or until the Board is fully constituted,
5 whichever is later. Any action requiring Board approval shall
6 be deemed approved by the Board if the Trustee approves the
7 action in accordance with Section 14.5. Beginning the first
8 Monday of the month occurring 18 months after the effective
9 date of this amendatory Act of the 96th General Assembly and
10 until the effective date of this amendatory Act of the 102nd
11 General Assembly, the Board shall consist of 9 members. On and
12 after the effective date of this amendatory Act of the 102nd
13 General Assembly, the Board shall consist of 11 members. The
14 Governor shall appoint 5 ~~4~~ members to the Board, subject to the
15 advice and consent of the Senate. The Mayor shall appoint 5 ~~4~~
16 members to the Board. At least one member of the Board shall
17 represent the interests of labor, and at least one member of
18 the Board shall represent the interests of the convention
19 industry. A majority of the members appointed by the Governor
20 and Mayor shall appoint a ninth member to serve as the
21 chairperson until the chairperson's term expires on or after
22 the effective date of this amendatory Act of the 102nd General
23 Assembly, at which time, a majority of the members appointed
24 by the Governor and Mayor shall appoint an eleventh member to
25 serve as the chairperson. The Board shall be fully constituted
26 when a quorum has been appointed. The members of the board

1 shall be individuals of generally recognized ability and
2 integrity. No member of the Board may be (i) an officer or
3 employee of, or a member of a board, commission or authority
4 of, the State, any unit of local government or any school
5 district or (ii) a person who served on the Board prior to the
6 effective date of this amendatory Act of the 96th General
7 Assembly.

8 Of the initial members appointed by the Governor, one
9 shall serve for a term expiring June 1, 2013, one shall serve
10 for a term expiring June 1, 2014, one shall serve for a term
11 expiring June 1, 2015, and one shall serve for a term expiring
12 June 1, 2016, as determined by the Governor. Of the initial
13 members appointed by the Mayor, one shall serve for a term
14 expiring June 1, 2013, one shall serve for a term expiring June
15 1, 2014, one shall serve for a term expiring June 1, 2015, and
16 one shall serve for a term expiring June 1, 2016, as determined
17 by the Mayor. The initial chairperson appointed by the Board
18 shall serve a term for a term expiring June 1, 2015. Additional
19 members of the Board appointed pursuant to this amendatory Act
20 of the 102nd General Assembly shall serve for a term expiring
21 on June 1, 2026. Successors shall be appointed to 4-year
22 terms.

23 Members of the Board shall serve without compensation, but
24 shall be reimbursed for actual expenses incurred by them in
25 the performance of their duties. All members of the Board and
26 employees of the Authority are subject to the Illinois

1 Governmental Ethics Act, in accordance with its terms.

2 (Source: P.A. 102-699, eff. 4-19-22.)

3 Section 95. The Alexander-Cairo Port District Act is
4 amended by changing Sections 95, 100, and 115 as follows:

5 (70 ILCS 1801/95)

6 Sec. 95. Board members. The governing and administrative
7 body of the Port District shall be a Board consisting of 9 ~~7~~
8 members, to be known as the Alexander-Cairo Port District
9 Board. All members of the Board shall be residents of the
10 District, except the member with wetlands mitigation
11 experience and the member with economic development experience
12 do not need to be residents of the District. The members of the
13 Board shall serve without compensation but shall be reimbursed
14 for actual expenses incurred by them in the performance of
15 their duties. However, any member of the Board who is
16 appointed to the office of secretary or treasurer may receive
17 compensation for his or her services as such officer. No
18 member of the Board or employee of the District shall have any
19 private financial interest, profit, or benefit in any
20 contract, work, or business of the District nor in the sale or
21 lease of any property to or from the District.

22 (Source: P.A. 96-1015, eff. 7-8-10.)

23 (70 ILCS 1801/100)

1 Sec. 100. Board appointments; terms. The Governor shall
2 appoint 6 4 members of the Board, including one member with
3 wetlands mitigation experience and one member with economic
4 development experience. The member with wetlands mitigation
5 experience and the member with economic development experience
6 do not need to be residents of the District. The ~~the~~ Mayor of
7 the City of Cairo shall appoint one member of the Board, and
8 the chairperson of the Alexander County Board, with the advice
9 and consent of the Alexander County Board, shall appoint 2
10 members of the Board. All initial appointments shall be made
11 within 60 days after this Act takes effect. Of the 4 members
12 initially appointed by the Governor, 2 shall be appointed for
13 initial terms expiring June 1, 2012 and 2 shall be appointed
14 for initial terms expiring June 1, 2013. The term of the member
15 initially appointed by the Mayor shall expire June 1, 2013. Of
16 the 2 members appointed by the Alexander County Board
17 Chairperson, one shall be appointed for an initial term
18 expiring June 1, 2012, and one shall be appointed for an
19 initial term expiring June 1, 2013. Additional members of the
20 Board appointed pursuant to this amendatory Act of the 102nd
21 General Assembly shall serve for a term expiring on June 1,
22 2025. At the expiration of the term of any member, his or her
23 successor shall be appointed by the Governor, Mayor, or
24 Alexander County Board Chairperson in like manner and with
25 like regard to the place of residence of the appointee, as in
26 the case of appointments for the initial terms.

1 After the expiration of initial terms, each successor
2 shall hold office for the term of 3 years beginning the first
3 day of June of the year in which the term of office commences.
4 In the case of a vacancy during the term of office of any
5 member appointed by the Governor, the Governor shall make an
6 appointment for the remainder of the term vacant and until a
7 successor is appointed and qualified. In the case of a vacancy
8 during the term of office of any member appointed by the Mayor,
9 the Mayor shall make an appointment for the remainder of the
10 term vacant and until a successor is appointed and qualified.
11 In the case of a vacancy during the term of office of any
12 member appointed by the Alexander County Board Chairperson,
13 the Alexander County Board Chairperson shall make an
14 appointment for the remainder of the term vacant and until a
15 successor is appointed and qualified. The Governor, Mayor, and
16 Alexander County Board Chairperson shall certify their
17 respective appointments to the Secretary of State. Within 30
18 days after certification of his or her appointment, and before
19 entering upon the duties of his or her office, each member of
20 the Board shall take and subscribe the constitutional oath of
21 office and file it in the office of the Secretary of State.

22 (Source: P.A. 96-1015, eff. 7-8-10.)

23 (70 ILCS 1801/115)

24 Sec. 115. Meetings. Regular meetings of the Board shall be
25 held at least once in each calendar month, the time and place

1 of the meetings to be fixed by the Board. Five ~~Four~~ members of
2 the Board shall constitute a quorum for the transaction of
3 business. All action of the Board shall be by ordinance or
4 resolution and the affirmative vote of at least 5 ~~4~~ members
5 shall be necessary for the adoption of any ordinance or
6 resolution. All such ordinances and resolutions before taking
7 effect shall be approved by the chairperson of the Board, and
8 if he or she approves, the chairperson shall sign the same, and
9 if the chairperson does not approve, the chairperson shall
10 return to the Board with his or her objections in writing at
11 the next regular meeting of the Board occurring after the
12 passage. But in the case the chairperson fails to return any
13 ordinance or resolution with his or her objections within the
14 prescribed time, the chairperson shall be deemed to have
15 approved the ordinance, and it shall take effect accordingly.
16 Upon the return of any ordinance or resolution by the
17 chairperson with his or her objections, the vote shall be
18 reconsidered by the Board, and if, upon reconsideration of the
19 ordinance or resolution, it is passed by the affirmative vote
20 of at least 5 members, it shall go into effect notwithstanding
21 the veto of the chairperson. All ordinances, resolutions, and
22 proceedings of the District and all documents and records in
23 its possession shall be public records, and open to public
24 inspection, except for documents and records that are kept or
25 prepared by the Board for use in negotiations, legal actions,
26 or proceedings to which the District is a party.

1 (Source: P.A. 96-1015, eff. 7-8-10.)

2 Section 100. The Illinois Gambling Act is amended by
3 changing Section 5 as follows:

4 (230 ILCS 10/5) (from Ch. 120, par. 2405)

5 Sec. 5. Gaming Board.

6 (a) (1) There is hereby established the Illinois Gaming
7 Board, which shall have the powers and duties specified in
8 this Act, and all other powers necessary and proper to fully
9 and effectively execute this Act for the purpose of
10 administering, regulating, and enforcing the system of
11 riverboat and casino gambling established by this Act and
12 gaming pursuant to an organization gaming license issued under
13 this Act. Its jurisdiction shall extend under this Act to
14 every person, association, corporation, partnership and trust
15 involved in riverboat and casino gambling operations and
16 gaming pursuant to an organization gaming license issued under
17 this Act in the State of Illinois.

18 (2) The Board shall consist of 5 members to be appointed by
19 the Governor with the advice and consent of the Senate, one of
20 whom shall be designated by the Governor to be chairperson.
21 Each member shall have a reasonable knowledge of the practice,
22 procedure and principles of gambling operations. Each member
23 shall either be a resident of Illinois or shall certify that he
24 or she will become a resident of Illinois before taking

1 office.

2 On and after the effective date of this amendatory Act of
3 the 101st General Assembly, new appointees to the Board must
4 include the following:

5 (A) One member who has received, at a minimum, a
6 bachelor's degree from an accredited school and at least
7 10 years of verifiable experience in the fields of
8 investigation and law enforcement.

9 (B) One member ~~who is a certified public accountant~~
10 with experience in auditing and with knowledge of complex
11 corporate structures and transactions.

12 (C) One member who has 5 years' experience as a
13 principal, senior officer, or director of a company or
14 business with either material responsibility for the daily
15 operations and management of the overall company or
16 business or material responsibility for the policy making
17 of the company or business.

18 (D) One member who is an attorney licensed to practice
19 law in Illinois for at least 5 years.

20 Notwithstanding any provision of this subsection (a), the
21 requirements of subparagraphs (A) through (D) of this
22 paragraph (2) shall not apply to any person reappointed
23 pursuant to paragraph (3).

24 No more than 3 members of the Board may be from the same
25 political party. No Board member shall, within a period of one
26 year immediately preceding nomination, have been employed or

1 received compensation or fees for services from a person or
2 entity, or its parent or affiliate, that has engaged in
3 business with the Board, a licensee, or a licensee under the
4 Illinois Horse Racing Act of 1975. Board members must publicly
5 disclose all prior affiliations with gaming interests,
6 including any compensation, fees, bonuses, salaries, and other
7 reimbursement received from a person or entity, or its parent
8 or affiliate, that has engaged in business with the Board, a
9 licensee, or a licensee under the Illinois Horse Racing Act of
10 1975. This disclosure must be made within 30 days after
11 nomination but prior to confirmation by the Senate and must be
12 made available to the members of the Senate.

13 (3) The terms of office of the Board members shall be 3
14 years, except that the terms of office of the initial Board
15 members appointed pursuant to this Act will commence from the
16 effective date of this Act and run as follows: one for a term
17 ending July 1, 1991, 2 for a term ending July 1, 1992, and 2
18 for a term ending July 1, 1993. Upon the expiration of the
19 foregoing terms, the successors of such members shall serve a
20 term for 3 years and until their successors are appointed and
21 qualified for like terms. Vacancies in the Board shall be
22 filled for the unexpired term in like manner as original
23 appointments. Each member of the Board shall be eligible for
24 reappointment at the discretion of the Governor with the
25 advice and consent of the Senate.

26 (4) Each member of the Board shall receive \$300 for each

1 day the Board meets and for each day the member conducts any
2 hearing pursuant to this Act. Each member of the Board shall
3 also be reimbursed for all actual and necessary expenses and
4 disbursements incurred in the execution of official duties.

5 (5) No person shall be appointed a member of the Board or
6 continue to be a member of the Board who is, or whose spouse,
7 child or parent is, a member of the board of directors of, or a
8 person financially interested in, any gambling operation
9 subject to the jurisdiction of this Board, or any race track,
10 race meeting, racing association or the operations thereof
11 subject to the jurisdiction of the Illinois Racing Board. No
12 Board member shall hold any other public office. No person
13 shall be a member of the Board who is not of good moral
14 character or who has been convicted of, or is under indictment
15 for, a felony under the laws of Illinois or any other state, or
16 the United States.

17 (5.5) No member of the Board shall engage in any political
18 activity. For the purposes of this Section, "political" means
19 any activity in support of or in connection with any campaign
20 for federal, State, or local elective office or any political
21 organization, but does not include activities (i) relating to
22 the support or opposition of any executive, legislative, or
23 administrative action (as those terms are defined in Section 2
24 of the Lobbyist Registration Act), (ii) relating to collective
25 bargaining, or (iii) that are otherwise in furtherance of the
26 person's official State duties or governmental and public

1 service functions.

2 (6) Any member of the Board may be removed by the Governor
3 for neglect of duty, misfeasance, malfeasance, or nonfeasance
4 in office or for engaging in any political activity.

5 (7) Before entering upon the discharge of the duties of
6 his office, each member of the Board shall take an oath that he
7 will faithfully execute the duties of his office according to
8 the laws of the State and the rules and regulations adopted
9 therewith and shall give bond to the State of Illinois,
10 approved by the Governor, in the sum of \$25,000. Every such
11 bond, when duly executed and approved, shall be recorded in
12 the office of the Secretary of State. Whenever the Governor
13 determines that the bond of any member of the Board has become
14 or is likely to become invalid or insufficient, he shall
15 require such member forthwith to renew his bond, which is to be
16 approved by the Governor. Any member of the Board who fails to
17 take oath and give bond within 30 days from the date of his
18 appointment, or who fails to renew his bond within 30 days
19 after it is demanded by the Governor, shall be guilty of
20 neglect of duty and may be removed by the Governor. The cost of
21 any bond given by any member of the Board under this Section
22 shall be taken to be a part of the necessary expenses of the
23 Board.

24 (7.5) For the examination of all mechanical,
25 electromechanical, or electronic table games, slot machines,
26 slot accounting systems, sports wagering systems, and other

1 electronic gaming equipment, and the field inspection of such
2 systems, games, and machines, for compliance with this Act,
3 the Board shall utilize the services of independent outside
4 testing laboratories that have been accredited in accordance
5 with ISO/IEC 17025 by an accreditation body that is a
6 signatory to the International Laboratory Accreditation
7 Cooperation Mutual Recognition Agreement signifying they are
8 qualified to perform such examinations. Notwithstanding any
9 law to the contrary, the Board shall consider the licensing of
10 independent outside testing laboratory applicants in
11 accordance with procedures established by the Board by rule.
12 The Board shall not withhold its approval of an independent
13 outside testing laboratory license applicant that has been
14 accredited as required under this paragraph (7.5) and is
15 licensed in gaming jurisdictions comparable to Illinois. Upon
16 the finalization of required rules, the Board shall license
17 independent testing laboratories and accept the test reports
18 of any licensed testing laboratory of the system's, game's, or
19 machine manufacturer's choice, notwithstanding the existence
20 of contracts between the Board and any independent testing
21 laboratory.

22 (8) The Board shall employ such personnel as may be
23 necessary to carry out its functions and shall determine the
24 salaries of all personnel, except those personnel whose
25 salaries are determined under the terms of a collective
26 bargaining agreement. No person shall be employed to serve the

1 Board who is, or whose spouse, parent or child is, an official
2 of, or has a financial interest in or financial relation with,
3 any operator engaged in gambling operations within this State
4 or any organization engaged in conducting horse racing within
5 this State. For the one year immediately preceding employment,
6 an employee shall not have been employed or received
7 compensation or fees for services from a person or entity, or
8 its parent or affiliate, that has engaged in business with the
9 Board, a licensee, or a licensee under the Illinois Horse
10 Racing Act of 1975. Any employee violating these prohibitions
11 shall be subject to termination of employment.

12 (9) An Administrator shall perform any and all duties that
13 the Board shall assign him. The salary of the Administrator
14 shall be determined by the Board and, in addition, he shall be
15 reimbursed for all actual and necessary expenses incurred by
16 him in discharge of his official duties. The Administrator
17 shall keep records of all proceedings of the Board and shall
18 preserve all records, books, documents and other papers
19 belonging to the Board or entrusted to its care. The
20 Administrator shall devote his full time to the duties of the
21 office and shall not hold any other office or employment.

22 (b) The Board shall have general responsibility for the
23 implementation of this Act. Its duties include, without
24 limitation, the following:

25 (1) To decide promptly and in reasonable order all
26 license applications. Any party aggrieved by an action of

1 the Board denying, suspending, revoking, restricting or
2 refusing to renew a license may request a hearing before
3 the Board. A request for a hearing must be made to the
4 Board in writing within 5 days after service of notice of
5 the action of the Board. Notice of the action of the Board
6 shall be served either by personal delivery or by
7 certified mail, postage prepaid, to the aggrieved party.
8 Notice served by certified mail shall be deemed complete
9 on the business day following the date of such mailing.
10 The Board shall conduct any such hearings promptly and in
11 reasonable order;

12 (2) To conduct all hearings pertaining to civil
13 violations of this Act or rules and regulations
14 promulgated hereunder;

15 (3) To promulgate such rules and regulations as in its
16 judgment may be necessary to protect or enhance the
17 credibility and integrity of gambling operations
18 authorized by this Act and the regulatory process
19 hereunder;

20 (4) To provide for the establishment and collection of
21 all license and registration fees and taxes imposed by
22 this Act and the rules and regulations issued pursuant
23 hereto. All such fees and taxes shall be deposited into
24 the State Gaming Fund;

25 (5) To provide for the levy and collection of
26 penalties and fines for the violation of provisions of

1 this Act and the rules and regulations promulgated
2 hereunder. All such fines and penalties shall be deposited
3 into the Education Assistance Fund, created by Public Act
4 86-0018, of the State of Illinois;

5 (6) To be present through its inspectors and agents
6 any time gambling operations are conducted on any
7 riverboat, in any casino, or at any organization gaming
8 facility for the purpose of certifying the revenue
9 thereof, receiving complaints from the public, and
10 conducting such other investigations into the conduct of
11 the gambling games and the maintenance of the equipment as
12 from time to time the Board may deem necessary and proper;

13 (7) To review and rule upon any complaint by a
14 licensee regarding any investigative procedures of the
15 State which are unnecessarily disruptive of gambling
16 operations. The need to inspect and investigate shall be
17 presumed at all times. The disruption of a licensee's
18 operations shall be proved by clear and convincing
19 evidence, and establish that: (A) the procedures had no
20 reasonable law enforcement purposes, and (B) the
21 procedures were so disruptive as to unreasonably inhibit
22 gambling operations;

23 (8) To hold at least one meeting each quarter of the
24 fiscal year. In addition, special meetings may be called
25 by the Chairman or any 2 Board members upon 72 hours
26 written notice to each member. All Board meetings shall be

1 subject to the Open Meetings Act. Three members of the
2 Board shall constitute a quorum, and 3 votes shall be
3 required for any final determination by the Board. The
4 Board shall keep a complete and accurate record of all its
5 meetings. A majority of the members of the Board shall
6 constitute a quorum for the transaction of any business,
7 for the performance of any duty, or for the exercise of any
8 power which this Act requires the Board members to
9 transact, perform or exercise en banc, except that, upon
10 order of the Board, one of the Board members or an
11 administrative law judge designated by the Board may
12 conduct any hearing provided for under this Act or by
13 Board rule and may recommend findings and decisions to the
14 Board. The Board member or administrative law judge
15 conducting such hearing shall have all powers and rights
16 granted to the Board in this Act. The record made at the
17 time of the hearing shall be reviewed by the Board, or a
18 majority thereof, and the findings and decision of the
19 majority of the Board shall constitute the order of the
20 Board in such case;

21 (9) To maintain records which are separate and
22 distinct from the records of any other State board or
23 commission. Such records shall be available for public
24 inspection and shall accurately reflect all Board
25 proceedings;

26 (10) To file a written annual report with the Governor

1 on or before July 1 each year and such additional reports
2 as the Governor may request. The annual report shall
3 include a statement of receipts and disbursements by the
4 Board, actions taken by the Board, and any additional
5 information and recommendations which the Board may deem
6 valuable or which the Governor may request;

7 (11) (Blank);

8 (12) (Blank);

9 (13) To assume responsibility for administration and
10 enforcement of the Video Gaming Act;

11 (13.1) To assume responsibility for the administration
12 and enforcement of operations at organization gaming
13 facilities pursuant to this Act and the Illinois Horse
14 Racing Act of 1975;

15 (13.2) To assume responsibility for the administration
16 and enforcement of the Sports Wagering Act; and

17 (14) To adopt, by rule, a code of conduct governing
18 Board members and employees that ensure, to the maximum
19 extent possible, that persons subject to this Code avoid
20 situations, relationships, or associations that may
21 represent or lead to a conflict of interest.

22 Internal controls and changes submitted by licensees must
23 be reviewed and either approved or denied with cause within 90
24 days after receipt of submission is deemed final by the
25 Illinois Gaming Board. In the event an internal control
26 submission or change does not meet the standards set by the

1 Board, staff of the Board must provide technical assistance to
2 the licensee to rectify such deficiencies within 90 days after
3 the initial submission and the revised submission must be
4 reviewed and approved or denied with cause within 90 days
5 after the date the revised submission is deemed final by the
6 Board. For the purposes of this paragraph, "with cause" means
7 that the approval of the submission would jeopardize the
8 integrity of gaming. In the event the Board staff has not acted
9 within the timeframe, the submission shall be deemed approved.

10 (c) The Board shall have jurisdiction over and shall
11 supervise all gambling operations governed by this Act. The
12 Board shall have all powers necessary and proper to fully and
13 effectively execute the provisions of this Act, including, but
14 not limited to, the following:

15 (1) To investigate applicants and determine the
16 eligibility of applicants for licenses and to select among
17 competing applicants the applicants which best serve the
18 interests of the citizens of Illinois.

19 (2) To have jurisdiction and supervision over all
20 riverboat gambling operations authorized under this Act
21 and all persons in places where gambling operations are
22 conducted.

23 (3) To promulgate rules and regulations for the
24 purpose of administering the provisions of this Act and to
25 prescribe rules, regulations and conditions under which
26 all gambling operations subject to this Act shall be

1 conducted. Such rules and regulations are to provide for
2 the prevention of practices detrimental to the public
3 interest and for the best interests of riverboat gambling,
4 including rules and regulations regarding the inspection
5 of organization gaming facilities, casinos, and
6 riverboats, and the review of any permits or licenses
7 necessary to operate a riverboat, casino, or organization
8 gaming facility under any laws or regulations applicable
9 to riverboats, casinos, or organization gaming facilities
10 and to impose penalties for violations thereof.

11 (4) To enter the office, riverboats, casinos,
12 organization gaming facilities, and other facilities, or
13 other places of business of a licensee, where evidence of
14 the compliance or noncompliance with the provisions of
15 this Act is likely to be found.

16 (5) To investigate alleged violations of this Act or
17 the rules of the Board and to take appropriate
18 disciplinary action against a licensee or a holder of an
19 occupational license for a violation, or institute
20 appropriate legal action for enforcement, or both.

21 (6) To adopt standards for the licensing of all
22 persons and entities under this Act, as well as for
23 electronic or mechanical gambling games, and to establish
24 fees for such licenses.

25 (7) To adopt appropriate standards for all
26 organization gaming facilities, riverboats, casinos, and

1 other facilities authorized under this Act.

2 (8) To require that the records, including financial
3 or other statements of any licensee under this Act, shall
4 be kept in such manner as prescribed by the Board and that
5 any such licensee involved in the ownership or management
6 of gambling operations submit to the Board an annual
7 balance sheet and profit and loss statement, list of the
8 stockholders or other persons having a 1% or greater
9 beneficial interest in the gambling activities of each
10 licensee, and any other information the Board deems
11 necessary in order to effectively administer this Act and
12 all rules, regulations, orders and final decisions
13 promulgated under this Act.

14 (9) To conduct hearings, issue subpoenas for the
15 attendance of witnesses and subpoenas duces tecum for the
16 production of books, records and other pertinent documents
17 in accordance with the Illinois Administrative Procedure
18 Act, and to administer oaths and affirmations to the
19 witnesses, when, in the judgment of the Board, it is
20 necessary to administer or enforce this Act or the Board
21 rules.

22 (10) To prescribe a form to be used by any licensee
23 involved in the ownership or management of gambling
24 operations as an application for employment for their
25 employees.

26 (11) To revoke or suspend licenses, as the Board may

1 see fit and in compliance with applicable laws of the
2 State regarding administrative procedures, and to review
3 applications for the renewal of licenses. The Board may
4 suspend an owners license or an organization gaming
5 license without notice or hearing upon a determination
6 that the safety or health of patrons or employees is
7 jeopardized by continuing a gambling operation conducted
8 under that license. The suspension may remain in effect
9 until the Board determines that the cause for suspension
10 has been abated. The Board may revoke an owners license or
11 organization gaming license upon a determination that the
12 licensee has not made satisfactory progress toward abating
13 the hazard.

14 (12) To eject or exclude or authorize the ejection or
15 exclusion of, any person from gambling facilities where
16 that person is in violation of this Act, rules and
17 regulations thereunder, or final orders of the Board, or
18 where such person's conduct or reputation is such that his
19 or her presence within the gambling facilities may, in the
20 opinion of the Board, call into question the honesty and
21 integrity of the gambling operations or interfere with the
22 orderly conduct thereof; provided that the propriety of
23 such ejection or exclusion is subject to subsequent
24 hearing by the Board.

25 (13) To require all licensees of gambling operations
26 to utilize a cashless wagering system whereby all players'

1 money is converted to tokens, electronic cards, or chips
2 which shall be used only for wagering in the gambling
3 establishment.

4 (14) (Blank).

5 (15) To suspend, revoke or restrict licenses, to
6 require the removal of a licensee or an employee of a
7 licensee for a violation of this Act or a Board rule or for
8 engaging in a fraudulent practice, and to impose civil
9 penalties of up to \$5,000 against individuals and up to
10 \$10,000 or an amount equal to the daily gross receipts,
11 whichever is larger, against licensees for each violation
12 of any provision of the Act, any rules adopted by the
13 Board, any order of the Board or any other action which, in
14 the Board's discretion, is a detriment or impediment to
15 gambling operations.

16 (16) To hire employees to gather information, conduct
17 investigations and carry out any other tasks contemplated
18 under this Act.

19 (17) To establish minimum levels of insurance to be
20 maintained by licensees.

21 (18) To authorize a licensee to sell or serve
22 alcoholic liquors, wine or beer as defined in the Liquor
23 Control Act of 1934 on board a riverboat or in a casino and
24 to have exclusive authority to establish the hours for
25 sale and consumption of alcoholic liquor on board a
26 riverboat or in a casino, notwithstanding any provision of

1 the Liquor Control Act of 1934 or any local ordinance, and
2 regardless of whether the riverboat makes excursions. The
3 establishment of the hours for sale and consumption of
4 alcoholic liquor on board a riverboat or in a casino is an
5 exclusive power and function of the State. A home rule
6 unit may not establish the hours for sale and consumption
7 of alcoholic liquor on board a riverboat or in a casino.
8 This subdivision (18) is a denial and limitation of home
9 rule powers and functions under subsection (h) of Section
10 6 of Article VII of the Illinois Constitution.

11 (19) After consultation with the U.S. Army Corps of
12 Engineers, to establish binding emergency orders upon the
13 concurrence of a majority of the members of the Board
14 regarding the navigability of water, relative to
15 excursions, in the event of extreme weather conditions,
16 acts of God or other extreme circumstances.

17 (20) To delegate the execution of any of its powers
18 under this Act for the purpose of administering and
19 enforcing this Act and the rules adopted by the Board.

20 (20.5) To approve any contract entered into on its
21 behalf.

22 (20.6) To appoint investigators to conduct
23 investigations, searches, seizures, arrests, and other
24 duties imposed under this Act, as deemed necessary by the
25 Board. These investigators have and may exercise all of
26 the rights and powers of peace officers, provided that

1 these powers shall be limited to offenses or violations
2 occurring or committed in a casino, in an organization
3 gaming facility, or on a riverboat or dock, as defined in
4 subsections (d) and (f) of Section 4, or as otherwise
5 provided by this Act or any other law.

6 (20.7) To contract with the Illinois State Police for
7 the use of trained and qualified State police officers and
8 with the Department of Revenue for the use of trained and
9 qualified Department of Revenue investigators to conduct
10 investigations, searches, seizures, arrests, and other
11 duties imposed under this Act and to exercise all of the
12 rights and powers of peace officers, provided that the
13 powers of Department of Revenue investigators under this
14 subdivision (20.7) shall be limited to offenses or
15 violations occurring or committed in a casino, in an
16 organization gaming facility, or on a riverboat or dock,
17 as defined in subsections (d) and (f) of Section 4, or as
18 otherwise provided by this Act or any other law. In the
19 event the Illinois State Police or the Department of
20 Revenue is unable to fill contracted police or
21 investigative positions, the Board may appoint
22 investigators to fill those positions pursuant to
23 subdivision (20.6).

24 (21) To adopt rules concerning the conduct of gaming
25 pursuant to an organization gaming license issued under
26 this Act.

1 (22) To have the same jurisdiction and supervision
2 over casinos and organization gaming facilities as the
3 Board has over riverboats, including, but not limited to,
4 the power to (i) investigate, review, and approve
5 contracts as that power is applied to riverboats, (ii)
6 adopt rules for administering the provisions of this Act,
7 (iii) adopt standards for the licensing of all persons
8 involved with a casino or organization gaming facility,
9 (iv) investigate alleged violations of this Act by any
10 person involved with a casino or organization gaming
11 facility, and (v) require that records, including
12 financial or other statements of any casino or
13 organization gaming facility, shall be kept in such manner
14 as prescribed by the Board.

15 (23) To take any other action as may be reasonable or
16 appropriate to enforce this Act and the rules adopted by
17 the Board.

18 (d) The Board may seek and shall receive the cooperation
19 of the Illinois State Police in conducting background
20 investigations of applicants and in fulfilling its
21 responsibilities under this Section. Costs incurred by the
22 Illinois State Police as a result of such cooperation shall be
23 paid by the Board in conformance with the requirements of
24 Section 2605-400 of the Illinois State Police Law.

25 (e) The Board must authorize to each investigator and to
26 any other employee of the Board exercising the powers of a

1 peace officer a distinct badge that, on its face, (i) clearly
2 states that the badge is authorized by the Board and (ii)
3 contains a unique identifying number. No other badge shall be
4 authorized by the Board.

5 (Source: P.A. 101-31, eff. 6-28-19; 102-538, eff. 8-20-21.)

6 Section 105. The Environmental Justice Act is amended by
7 changing Section 10 as follows:

8 (415 ILCS 155/10)

9 Sec. 10. Commission on Environmental Justice.

10 (a) The Commission on Environmental Justice is established
11 and consists of the following 24 voting members:

12 (1) 2 members of the Senate, one appointed by the
13 President of the Senate and the other by the Minority
14 Leader of the Senate, each to serve at the pleasure of the
15 appointing officer;

16 (2) 2 members of the House of Representatives, one
17 appointed by the Speaker of the House of Representatives
18 and the other by the Minority Leader of the House of
19 Representatives, each to serve at the pleasure of the
20 appointing officer;

21 (3) the following ex officio members: the Director of
22 Commerce and Economic Opportunity or his or her designee,
23 the Director of the Environmental Protection Agency or his
24 or her designee, the Director of Natural Resources or his

1 or her designee, the Director of Public Health or his or
2 her designee, the Secretary of Transportation or his or
3 her designee, and a representative of the housing office
4 of the Department of Human Services appointed by the
5 Secretary of Human Services; and

6 (4) 14 members appointed by the Governor who represent
7 the following interests:

8 (i) at least 4 members of affected communities
9 concerned with environmental justice;

10 (ii) at least 2 members of business organizations
11 including one member representing a statewide
12 organization representing manufacturers and one member
13 representing an organization representing the energy
14 sector;

15 (iii) environmental organizations;

16 (iv) experts on environmental health and
17 environmental justice;

18 (v) units of local government;

19 (vi) members of the general public who have an
20 interest or expertise in environmental justice; and

21 (vii) at least 2 members of labor organizations
22 including one member from a statewide labor federation
23 representing more than one international union and one
24 member from an organization representing workers in
25 the energy sector.

26 (b) Of the initial members of the Commission appointed

1 by the Governor, 5 shall serve for a 2-year term and 5
2 shall serve for a 1-year term, as designated by the
3 Governor at the time of appointment. ~~The Thereafter, the~~
4 members appointed by the Governor for terms beginning
5 before the effective date of this amendatory Act of the
6 102nd General Assembly shall serve 2-year terms. Members
7 appointed by the Governor for terms beginning on or after
8 the effective date of this amendatory Act of the 102nd
9 General Assembly shall serve 4-year terms. Vacancies shall
10 be filled in the same manner as appointments. Members of
11 the Commission appointed by the Governor may not receive
12 compensation for their service on the Commission and are
13 not entitled to reimbursement for expenses.

14 (c) The Governor shall designate a Chairperson from among
15 the Commission's members. The Commission shall meet at the
16 call of the Chairperson, but no later than 90 days after the
17 effective date of this Act and at least quarterly thereafter.

18 (d) The Commission shall:

19 (1) advise State entities on environmental justice and
20 related community issues;

21 (2) review and analyze the impact of current State
22 laws and policies on the issue of environmental justice
23 and sustainable communities;

24 (3) assess the adequacy of State and local laws to
25 address the issue of environmental justice and sustainable
26 communities;

1 (4) develop criteria to assess whether communities in
2 the State may be experiencing environmental justice
3 issues; and

4 (5) recommend options to the Governor for addressing
5 issues, concerns, or problems related to environmental
6 justice that surface after reviewing State laws and
7 policies, including prioritizing areas of the State that
8 need immediate attention.

9 (e) On or before October 1, 2011 and each October 1
10 thereafter, the Commission shall report its findings and
11 recommendations to the Governor and General Assembly.

12 (f) The Environmental Protection Agency shall provide
13 administrative and other support to the Commission.

14 (Source: P.A. 99-541, eff. 1-1-17.)

15 Section 110. The Firearm Owners Identification Card Act is
16 amended by changing Section 10 as follows:

17 (430 ILCS 65/10) (from Ch. 38, par. 83-10)

18 Sec. 10. Appeals; hearing; relief from firearm
19 prohibitions.

20 (a) Whenever an application for a Firearm Owner's
21 Identification Card is denied or whenever such a Card is
22 revoked or seized as provided for in Section 8 of this Act, the
23 aggrieved party may (1) file a record challenge with the
24 Director regarding the record upon which the decision to deny

1 or revoke the Firearm Owner's Identification Card was based
2 under subsection (a-5); or (2) appeal to the Director of the
3 Illinois State Police through December 31, 2022, or beginning
4 January 1, 2023, the Firearm Owner's Identification Card
5 Review Board for a hearing seeking relief from such denial or
6 revocation unless the denial or revocation was based upon a
7 forcible felony, stalking, aggravated stalking, domestic
8 battery, any violation of the Illinois Controlled Substances
9 Act, the Methamphetamine Control and Community Protection Act,
10 or the Cannabis Control Act that is classified as a Class 2 or
11 greater felony, any felony violation of Article 24 of the
12 Criminal Code of 1961 or the Criminal Code of 2012, or any
13 adjudication as a delinquent minor for the commission of an
14 offense that if committed by an adult would be a felony, in
15 which case the aggrieved party may petition the circuit court
16 in writing in the county of his or her residence for a hearing
17 seeking relief from such denial or revocation.

18 (a-5) There is created a Firearm Owner's Identification
19 Card Review Board to consider any appeal under subsection (a)
20 beginning January 1, 2023, other than an appeal directed to
21 the circuit court and except when the applicant is challenging
22 the record upon which the decision to deny or revoke was based
23 as provided in subsection (a-10).

24 (0.05) In furtherance of the policy of this Act that
25 the Board shall exercise its powers and duties in an
26 independent manner, subject to the provisions of this Act

1 but free from the direction, control, or influence of any
2 other agency or department of State government. All
3 expenses and liabilities incurred by the Board in the
4 performance of its responsibilities hereunder shall be
5 paid from funds which shall be appropriated to the Board
6 by the General Assembly for the ordinary and contingent
7 expenses of the Board.

8 (1) The Board shall consist of 7 members appointed by
9 the Governor, with the advice and consent of the Senate,
10 with 3 members residing within the First Judicial District
11 and one member residing within each of the 4 remaining
12 Judicial Districts. No more than 4 members shall be
13 members of the same political party. The Governor shall
14 designate one member as the chairperson. The members shall
15 have actual experience in law, education, social work,
16 behavioral sciences, law enforcement, or community affairs
17 or in a combination of those areas. ~~The Board shall~~
18 ~~consist of:~~

19 ~~(A) one member with at least 5 years of service as~~
20 ~~a federal or State judge;~~

21 ~~(B) one member with at least 5 years of experience~~
22 ~~serving as an attorney with the United States~~
23 ~~Department of Justice, or as a State's Attorney or~~
24 ~~Assistant State's Attorney;~~

25 ~~(C) one member with at least 5 years of experience~~
26 ~~serving as a State or federal public defender or~~

1 ~~assistant public defender;~~

2 ~~(D) three members with at least 5 years of~~
3 ~~experience as a federal, State, or local law~~
4 ~~enforcement agent or as an employee with investigative~~
5 ~~experience or duties related to criminal justice under~~
6 ~~the United States Department of Justice, Drug~~
7 ~~Enforcement Administration, Department of Homeland~~
8 ~~Security, Federal Bureau of Investigation, or a State~~
9 ~~or local law enforcement agency; and~~

10 ~~(E) one member with at least 5 years of experience~~
11 ~~as a licensed physician or clinical psychologist with~~
12 ~~expertise in the diagnosis and treatment of mental~~
13 ~~illness.~~

14 (2) The terms of the members initially appointed after
15 January 1, 2022 (the effective date of Public Act 102-237)
16 shall be as follows: one of the initial members shall be
17 appointed for a term of one year, 3 shall be appointed for
18 terms of 2 years, and 3 shall be appointed for terms of 4
19 years. Thereafter, members shall hold office for 4 years,
20 with terms expiring on the second Monday in January
21 immediately following the expiration of their terms and
22 every 4 years thereafter. Members may be reappointed.
23 Vacancies in the office of member shall be filled in the
24 same manner as the original appointment, for the remainder
25 of the unexpired term. The Governor may remove a member
26 for incompetence, neglect of duty, malfeasance, or

1 inability to serve. Members shall receive compensation in
2 an amount equal to the compensation of members of the
3 Executive Ethics Commission and may be reimbursed, from
4 funds appropriated for such a purpose, for reasonable
5 expenses actually incurred in the performance of their
6 Board duties. The Illinois State Police shall designate an
7 employee to serve as Executive Director of the Board and
8 provide logistical and administrative assistance to the
9 Board.

10 (3) The Board shall meet at least quarterly each year
11 and at the call of the chairperson as often as necessary to
12 consider appeals of decisions made with respect to
13 applications for a Firearm Owner's Identification Card
14 under this Act. If necessary to ensure the participation
15 of a member, the Board shall allow a member to participate
16 in a Board meeting by electronic communication. Any member
17 participating electronically shall be deemed present for
18 purposes of establishing a quorum and voting.

19 (4) The Board shall adopt rules for the review of
20 appeals and the conduct of hearings. The Board shall
21 maintain a record of its decisions and all materials
22 considered in making its decisions. All Board decisions
23 and voting records shall be kept confidential and all
24 materials considered by the Board shall be exempt from
25 inspection except upon order of a court.

26 (5) In considering an appeal, the Board shall review

1 the materials received concerning the denial or revocation
2 by the Illinois State Police. By a vote of at least 4
3 members, the Board may request additional information from
4 the Illinois State Police or the applicant or the
5 testimony of the Illinois State Police or the applicant.
6 The Board may require that the applicant submit electronic
7 fingerprints to the Illinois State Police for an updated
8 background check if the Board determines it lacks
9 sufficient information to determine eligibility. The Board
10 may consider information submitted by the Illinois State
11 Police, a law enforcement agency, or the applicant. The
12 Board shall review each denial or revocation and determine
13 by a majority of members whether an applicant should be
14 granted relief under subsection (c).

15 (6) The Board shall by order issue summary decisions.
16 The Board shall issue a decision within 45 days of
17 receiving all completed appeal documents from the Illinois
18 State Police and the applicant. However, the Board need
19 not issue a decision within 45 days if:

20 (A) the Board requests information from the
21 applicant, including, but not limited to, electronic
22 fingerprints to be submitted to the Illinois State
23 Police, in accordance with paragraph (5) of this
24 subsection, in which case the Board shall make a
25 decision within 30 days of receipt of the required
26 information from the applicant;

1 (B) the applicant agrees, in writing, to allow the
2 Board additional time to consider an appeal; or

3 (C) the Board notifies the applicant and the
4 Illinois State Police that the Board needs an
5 additional 30 days to issue a decision. The Board may
6 only issue 2 extensions under this subparagraph (C).
7 The Board's notification to the applicant and the
8 Illinois State Police shall include an explanation for
9 the extension.

10 (7) If the Board determines that the applicant is
11 eligible for relief under subsection (c), the Board shall
12 notify the applicant and the Illinois State Police that
13 relief has been granted and the Illinois State Police
14 shall issue the Card.

15 (8) Meetings of the Board shall not be subject to the
16 Open Meetings Act and records of the Board shall not be
17 subject to the Freedom of Information Act.

18 (9) The Board shall report monthly to the Governor and
19 the General Assembly on the number of appeals received and
20 provide details of the circumstances in which the Board
21 has determined to deny Firearm Owner's Identification
22 Cards under this subsection (a-5). The report shall not
23 contain any identifying information about the applicants.

24 (a-10) Whenever an applicant or cardholder is not seeking
25 relief from a firearms prohibition under subsection (c) but
26 rather does not believe the applicant is appropriately denied

1 or revoked and is challenging the record upon which the
2 decision to deny or revoke the Firearm Owner's Identification
3 Card was based, or whenever the Illinois State Police fails to
4 act on an application within 30 days of its receipt, the
5 applicant shall file such challenge with the Director. The
6 Director shall render a decision within 60 business days of
7 receipt of all information supporting the challenge. The
8 Illinois State Police shall adopt rules for the review of a
9 record challenge.

10 (b) At least 30 days before any hearing in the circuit
11 court, the petitioner shall serve the relevant State's
12 Attorney with a copy of the petition. The State's Attorney may
13 object to the petition and present evidence. At the hearing,
14 the court shall determine whether substantial justice has been
15 done. Should the court determine that substantial justice has
16 not been done, the court shall issue an order directing the
17 Illinois State Police to issue a Card. However, the court
18 shall not issue the order if the petitioner is otherwise
19 prohibited from obtaining, possessing, or using a firearm
20 under federal law.

21 (c) Any person prohibited from possessing a firearm under
22 Sections 24-1.1 or 24-3.1 of the Criminal Code of 2012 or
23 acquiring a Firearm Owner's Identification Card under Section
24 8 of this Act may apply to the Firearm Owner's Identification
25 Card Review Board or petition the circuit court in the county
26 where the petitioner resides, whichever is applicable in

1 accordance with subsection (a) of this Section, requesting
2 relief from such prohibition and the Board or court may grant
3 such relief if it is established by the applicant to the
4 court's or the Board's satisfaction that:

5 (0.05) when in the circuit court, the State's Attorney
6 has been served with a written copy of the petition at
7 least 30 days before any such hearing in the circuit court
8 and at the hearing the State's Attorney was afforded an
9 opportunity to present evidence and object to the
10 petition;

11 (1) the applicant has not been convicted of a forcible
12 felony under the laws of this State or any other
13 jurisdiction within 20 years of the applicant's
14 application for a Firearm Owner's Identification Card, or
15 at least 20 years have passed since the end of any period
16 of imprisonment imposed in relation to that conviction;

17 (2) the circumstances regarding a criminal conviction,
18 where applicable, the applicant's criminal history and his
19 reputation are such that the applicant will not be likely
20 to act in a manner dangerous to public safety;

21 (3) granting relief would not be contrary to the
22 public interest; and

23 (4) granting relief would not be contrary to federal
24 law.

25 (c-5) (1) An active law enforcement officer employed by a
26 unit of government or a Department of Corrections employee

1 authorized to possess firearms who is denied, revoked, or has
2 his or her Firearm Owner's Identification Card seized under
3 subsection (e) of Section 8 of this Act may apply to the
4 Firearm Owner's Identification Card Review Board requesting
5 relief if the officer or employee did not act in a manner
6 threatening to the officer or employee, another person, or the
7 public as determined by the treating clinical psychologist or
8 physician, and as a result of his or her work is referred by
9 the employer for or voluntarily seeks mental health evaluation
10 or treatment by a licensed clinical psychologist,
11 psychiatrist, or qualified examiner, and:

12 (A) the officer or employee has not received treatment
13 involuntarily at a mental health facility, regardless of
14 the length of admission; or has not been voluntarily
15 admitted to a mental health facility for more than 30 days
16 and not for more than one incident within the past 5 years;
17 and

18 (B) the officer or employee has not left the mental
19 institution against medical advice.

20 (2) The Firearm Owner's Identification Card Review Board
21 shall grant expedited relief to active law enforcement
22 officers and employees described in paragraph (1) of this
23 subsection (c-5) upon a determination by the Board that the
24 officer's or employee's possession of a firearm does not
25 present a threat to themselves, others, or public safety. The
26 Board shall act on the request for relief within 30 business

1 days of receipt of:

2 (A) a notarized statement from the officer or employee
3 in the form prescribed by the Board detailing the
4 circumstances that led to the hospitalization;

5 (B) all documentation regarding the admission,
6 evaluation, treatment and discharge from the treating
7 licensed clinical psychologist or psychiatrist of the
8 officer;

9 (C) a psychological fitness for duty evaluation of the
10 person completed after the time of discharge; and

11 (D) written confirmation in the form prescribed by the
12 Board from the treating licensed clinical psychologist or
13 psychiatrist that the provisions set forth in paragraph
14 (1) of this subsection (c-5) have been met, the person
15 successfully completed treatment, and their professional
16 opinion regarding the person's ability to possess
17 firearms.

18 (3) Officers and employees eligible for the expedited
19 relief in paragraph (2) of this subsection (c-5) have the
20 burden of proof on eligibility and must provide all
21 information required. The Board may not consider granting
22 expedited relief until the proof and information is received.

23 (4) "Clinical psychologist", "psychiatrist", and
24 "qualified examiner" shall have the same meaning as provided
25 in Chapter I of the Mental Health and Developmental
26 Disabilities Code.

1 (c-10) (1) An applicant, who is denied, revoked, or has
2 his or her Firearm Owner's Identification Card seized under
3 subsection (e) of Section 8 of this Act based upon a
4 determination of a developmental disability or an intellectual
5 disability may apply to the Firearm Owner's Identification
6 Card Review Board requesting relief.

7 (2) The Board shall act on the request for relief within 60
8 business days of receipt of written certification, in the form
9 prescribed by the Board, from a physician or clinical
10 psychologist, or qualified examiner, that the aggrieved
11 party's developmental disability or intellectual disability
12 condition is determined by a physician, clinical psychologist,
13 or qualified to be mild. If a fact-finding conference is
14 scheduled to obtain additional information concerning the
15 circumstances of the denial or revocation, the 60 business
16 days the Director has to act shall be tolled until the
17 completion of the fact-finding conference.

18 (3) The Board may grant relief if the aggrieved party's
19 developmental disability or intellectual disability is mild as
20 determined by a physician, clinical psychologist, or qualified
21 examiner and it is established by the applicant to the Board's
22 satisfaction that:

23 (A) granting relief would not be contrary to the
24 public interest; and

25 (B) granting relief would not be contrary to federal
26 law.

1 (4) The Board may not grant relief if the condition is
2 determined by a physician, clinical psychologist, or qualified
3 examiner to be moderate, severe, or profound.

4 (5) The changes made to this Section by Public Act 99-29
5 apply to requests for relief pending on or before July 10, 2015
6 (the effective date of Public Act 99-29), except that the
7 60-day period for the Director to act on requests pending
8 before the effective date shall begin on July 10, 2015 (the
9 effective date of Public Act 99-29). All appeals as provided
10 in subsection (a-5) pending on January 1, 2023 shall be
11 considered by the Board.

12 (d) When a minor is adjudicated delinquent for an offense
13 which if committed by an adult would be a felony, the court
14 shall notify the Illinois State Police.

15 (e) The court shall review the denial of an application or
16 the revocation of a Firearm Owner's Identification Card of a
17 person who has been adjudicated delinquent for an offense that
18 if committed by an adult would be a felony if an application
19 for relief has been filed at least 10 years after the
20 adjudication of delinquency and the court determines that the
21 applicant should be granted relief from disability to obtain a
22 Firearm Owner's Identification Card. If the court grants
23 relief, the court shall notify the Illinois State Police that
24 the disability has been removed and that the applicant is
25 eligible to obtain a Firearm Owner's Identification Card.

26 (f) Any person who is subject to the disabilities of 18

1 U.S.C. 922(d)(4) and 922(g)(4) of the federal Gun Control Act
2 of 1968 because of an adjudication or commitment that occurred
3 under the laws of this State or who was determined to be
4 subject to the provisions of subsections (e), (f), or (g) of
5 Section 8 of this Act may apply to the Illinois State Police
6 requesting relief from that prohibition. The Board shall grant
7 the relief if it is established by a preponderance of the
8 evidence that the person will not be likely to act in a manner
9 dangerous to public safety and that granting relief would not
10 be contrary to the public interest. In making this
11 determination, the Board shall receive evidence concerning (i)
12 the circumstances regarding the firearms disabilities from
13 which relief is sought; (ii) the petitioner's mental health
14 and criminal history records, if any; (iii) the petitioner's
15 reputation, developed at a minimum through character witness
16 statements, testimony, or other character evidence; and (iv)
17 changes in the petitioner's condition or circumstances since
18 the disqualifying events relevant to the relief sought. If
19 relief is granted under this subsection or by order of a court
20 under this Section, the Director shall as soon as practicable
21 but in no case later than 15 business days, update, correct,
22 modify, or remove the person's record in any database that the
23 Illinois State Police makes available to the National Instant
24 Criminal Background Check System and notify the United States
25 Attorney General that the basis for the record being made
26 available no longer applies. The Illinois State Police shall

1 adopt rules for the administration of this Section.

2 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;
3 102-645, eff. 1-1-22; 102-813, eff. 5-13-22.)

4 Section 115. The Firearm Concealed Carry Act is amended by
5 changing Section 20 as follows:

6 (430 ILCS 66/20)

7 Sec. 20. Concealed Carry Licensing Review Board.

8 (a) There is hereby created within the Illinois State
9 Police a Concealed Carry Licensing Review Board to consider
10 any objection to an applicant's eligibility to obtain a
11 license under this Act submitted by a law enforcement agency
12 or the Illinois State Police under Section 15 of this Act. The
13 Board shall consist of 7 commissioners to be appointed by the
14 Governor, with the advice and consent of the Senate, with 3
15 commissioners residing within the First Judicial District and
16 one commissioner residing within each of the 4 remaining
17 Judicial Districts. No more than 4 commissioners shall be
18 members of the same political party. The Governor shall
19 designate one commissioner as the Chairperson. The members
20 shall have actual experience in law, education, social work,
21 behavioral sciences, law enforcement, or community affairs or
22 in a combination of those areas. ~~The Board shall consist of:~~

23 ~~(1) one commissioner with at least 5 years of service~~
24 ~~as a federal judge;~~

1 ~~(2) 2 commissioners with at least 5 years of~~
2 ~~experience serving as an attorney with the United States~~
3 ~~Department of Justice;~~

4 ~~(3) 3 commissioners with at least 5 years of~~
5 ~~experience as a federal agent or employee with~~
6 ~~investigative experience or duties related to criminal~~
7 ~~justice under the United States Department of Justice,~~
8 ~~Drug Enforcement Administration, Department of Homeland~~
9 ~~Security, or Federal Bureau of Investigation; and~~

10 ~~(4) one member with at least 5 years of experience as a~~
11 ~~licensed physician or clinical psychologist with expertise~~
12 ~~in the diagnosis and treatment of mental illness.~~

13 (b) The initial terms of the commissioners shall end on
14 January 12, 2015. Notwithstanding any provision in this
15 Section to the contrary, the term of office of each
16 commissioner of the Concealed Carry Licensing Review Board is
17 abolished on January 1, 2022 (the effective date of Public Act
18 102-237). The terms of the commissioners appointed on or after
19 January 1, 2022 (the effective date of Public Act 102-237)
20 shall be as follows: one of the initial members shall be
21 appointed for a term of one year, 3 shall be appointed for
22 terms of 2 years, and 3 shall be appointed for terms of 4
23 years. Thereafter, the commissioners shall hold office for 4
24 years, with terms expiring on the second Monday in January of
25 the fourth year. Commissioners may be reappointed. Vacancies
26 in the office of commissioner shall be filled in the same

1 manner as the original appointment, for the remainder of the
2 unexpired term. The Governor may remove a commissioner for
3 incompetence, neglect of duty, malfeasance, or inability to
4 serve. Commissioners shall receive compensation in an amount
5 equal to the compensation of members of the Executive Ethics
6 Commission and may be reimbursed for reasonable expenses
7 actually incurred in the performance of their Board duties,
8 from funds appropriated for that purpose.

9 (c) The Board shall meet at the call of the chairperson as
10 often as necessary to consider objections to applications for
11 a license under this Act. If necessary to ensure the
12 participation of a commissioner, the Board shall allow a
13 commissioner to participate in a Board meeting by electronic
14 communication. Any commissioner participating electronically
15 shall be deemed present for purposes of establishing a quorum
16 and voting.

17 (d) The Board shall adopt rules for the review of
18 objections and the conduct of hearings. The Board shall
19 maintain a record of its decisions and all materials
20 considered in making its decisions. All Board decisions and
21 voting records shall be kept confidential and all materials
22 considered by the Board shall be exempt from inspection except
23 upon order of a court.

24 (e) In considering an objection of a law enforcement
25 agency or the Illinois State Police, the Board shall review
26 the materials received with the objection from the law

1 enforcement agency or the Illinois State Police. By a vote of
2 at least 4 commissioners, the Board may request additional
3 information from the law enforcement agency, Illinois State
4 Police, or the applicant, or the testimony of the law
5 enforcement agency, Illinois State Police, or the applicant.
6 The Board may require that the applicant submit electronic
7 fingerprints to the Illinois State Police for an updated
8 background check where the Board determines it lacks
9 sufficient information to determine eligibility. The Board may
10 only consider information submitted by the Illinois State
11 Police, a law enforcement agency, or the applicant. The Board
12 shall review each objection and determine by a majority of
13 commissioners whether an applicant is eligible for a license.

14 (f) The Board shall issue a decision within 30 days of
15 receipt of the objection from the Illinois State Police.
16 However, the Board need not issue a decision within 30 days if:

17 (1) the Board requests information from the applicant,
18 including but not limited to electronic fingerprints to be
19 submitted to the Illinois State Police, in accordance with
20 subsection (e) of this Section, in which case the Board
21 shall make a decision within 30 days of receipt of the
22 required information from the applicant;

23 (2) the applicant agrees, in writing, to allow the
24 Board additional time to consider an objection; or

25 (3) the Board notifies the applicant and the Illinois
26 State Police that the Board needs an additional 30 days to

1 issue a decision.

2 (g) If the Board determines by a preponderance of the
3 evidence that the applicant poses a danger to himself or
4 herself or others, or is a threat to public safety, then the
5 Board shall affirm the objection of the law enforcement agency
6 or the Illinois State Police and shall notify the Illinois
7 State Police that the applicant is ineligible for a license.
8 If the Board does not determine by a preponderance of the
9 evidence that the applicant poses a danger to himself or
10 herself or others, or is a threat to public safety, then the
11 Board shall notify the Illinois State Police that the
12 applicant is eligible for a license.

13 (h) Meetings of the Board shall not be subject to the Open
14 Meetings Act and records of the Board shall not be subject to
15 the Freedom of Information Act.

16 (i) The Board shall report monthly to the Governor and the
17 General Assembly on the number of objections received and
18 provide details of the circumstances in which the Board has
19 determined to deny licensure based on law enforcement or
20 Illinois State Police objections under Section 15 of this Act.
21 The report shall not contain any identifying information about
22 the applicants.

23 (Source: P.A. 102-237, eff. 1-1-22; 102-538, eff. 8-20-21;
24 102-813, eff. 5-13-22.)

25 (615 ILCS 60/Act rep.)

1 Section 120. The Des Plaines and Illinois Rivers Act is
2 repealed.

3 Section 125. The Illinois Human Rights Act is amended by
4 changing Section 8-101 as follows:

5 (775 ILCS 5/8-101) (from Ch. 68, par. 8-101)

6 Sec. 8-101. Illinois Human Rights Commission.

7 (A) Creation; appointments. The Human Rights Commission is
8 created to consist of 7 members appointed by the Governor with
9 the advice and consent of the Senate. No more than 4 members
10 shall be of the same political party. The Governor shall
11 designate one member as chairperson. All appointments shall be
12 in writing and filed with the Secretary of State as a public
13 record.

14 (B) Terms. Of the members first appointed, 4 shall be
15 appointed for a term to expire on the third Monday of January,
16 2021, and 3 (including the Chairperson) shall be appointed for
17 a term to expire on the third Monday of January, 2023.

18 Notwithstanding any provision of this Section to the
19 contrary, the term of office of each member of the Illinois
20 Human Rights Commission is abolished on January 19, 2019.
21 Incumbent members holding a position on the Commission that
22 was created by Public Act 84-115 and whose terms, if not for
23 this amendatory Act of the 100th General Assembly, would have
24 expired January 18, 2021 shall continue to exercise all of the

1 powers and be subject to all of the duties of members of the
2 Commission until June 30, 2019 or until their respective
3 successors are appointed and qualified, whichever is earlier.

4 Thereafter, each member shall serve for a term of 4 years
5 and until his or her successor is appointed and qualified;
6 except that any member chosen to fill a vacancy occurring
7 otherwise than by expiration of a term shall be appointed only
8 for the unexpired term of the member whom he or she shall
9 succeed and until his or her successor is appointed and
10 qualified.

11 (C) Vacancies.

12 (1) In the case of vacancies on the Commission during
13 a recess of the Senate, the Governor shall make a
14 temporary appointment until the next meeting of the Senate
15 when he or she shall appoint a person to fill the vacancy.
16 Any person so nominated and confirmed by the Senate shall
17 hold office for the remainder of the term and until his or
18 her successor is appointed and qualified.

19 (2) If the Senate is not in session at the time this
20 Act takes effect, the Governor shall make temporary
21 appointments to the Commission as in the case of
22 vacancies.

23 (3) Vacancies in the Commission shall not impair the
24 right of the remaining members to exercise all the powers
25 of the Commission. Except when authorized by this Act to
26 proceed through a 3 member panel, a majority of the

1 members of the Commission then in office shall constitute
2 a quorum.

3 (D) Compensation. On and after January 19, 2019, the
4 Chairperson of the Commission shall be compensated at the rate
5 of \$125,000 per year, or as set by the Compensation Review
6 Board, whichever is greater, during his or her service as
7 Chairperson, and each other member shall be compensated at the
8 rate of \$119,000 per year, or as set by the Compensation Review
9 Board, whichever is greater. In addition, all members of the
10 Commission shall be reimbursed for expenses actually and
11 necessarily incurred by them in the performance of their
12 duties.

13 (E) Notwithstanding the general supervisory authority of
14 the Chairperson, each commissioner, unless appointed to the
15 special temporary panel created under subsection (H), has the
16 authority to hire and supervise a staff attorney. The staff
17 attorney shall report directly to the individual commissioner.

18 (F) A formal training program for newly appointed
19 commissioners shall be implemented. The training program shall
20 include the following:

21 (1) substantive and procedural aspects of the office
22 of commissioner;

23 (2) current issues in employment and housing
24 discrimination and public accommodation law and practice;

25 (3) orientation to each operational unit of the Human
26 Rights Commission;

1 (4) observation of experienced hearing officers and
2 commissioners conducting hearings of cases, combined with
3 the opportunity to discuss evidence presented and rulings
4 made;

5 (5) the use of hypothetical cases requiring the newly
6 appointed commissioner to issue judgments as a means of
7 evaluating knowledge and writing ability;

8 (6) writing skills; and

9 (7) professional and ethical standards.

10 A formal and ongoing professional development program
11 including, but not limited to, the above-noted areas shall be
12 implemented to keep commissioners informed of recent
13 developments and issues and to assist them in maintaining and
14 enhancing their professional competence. Each commissioner
15 shall complete 20 hours of training in the above-noted areas
16 during every 2 years the commissioner remains in office.

17 (G) Commissioners must meet one of the following
18 qualifications:

19 (1) licensed to practice law in the State of Illinois;

20 (2) at least 3 years of experience as a hearing
21 officer at the Human Rights Commission; or

22 (3) at least 4 years of professional experience
23 working for or dealing with individuals or corporations
24 affected by this Act or similar laws in other
25 jurisdictions, including, but not limited to, experience
26 with a civil rights advocacy group, a fair housing group,

1 a community organization, a trade association, a union, a
2 law firm, a legal aid organization, an employer's human
3 resources department, an employment discrimination
4 consulting firm, a community affairs organization, or a
5 municipal human relations agency.

6 The Governor's appointment message, filed with the
7 Secretary of State and transmitted to the Senate, shall state
8 specifically how the experience of a nominee for commissioner
9 meets the requirement set forth in this subsection. The
10 Chairperson must have public or private sector management and
11 budget experience, as determined by the Governor.

12 Each commissioner shall devote full time to his or her
13 duties and any commissioner who is an attorney shall not
14 engage in the practice of law, nor shall any commissioner hold
15 any other office or position of profit under the United States
16 or this State or any municipal corporation or political
17 subdivision of this State, nor engage in any other business,
18 employment, or vocation.

19 (H) Notwithstanding any other provision of this Act, the
20 Governor shall appoint, by and with the consent of the Senate,
21 a special temporary panel of commissioners comprised of 3
22 members. The members shall hold office until the Commission,
23 in consultation with the Governor, determines that the
24 caseload of requests for review has been reduced sufficiently
25 to allow cases to proceed in a timely manner, or for a term of
26 18 months from the date of appointment by the Governor,

1 whichever is earlier. Each of the 3 members shall have only
2 such rights and powers of a commissioner necessary to dispose
3 of the cases assigned to the special panel. Each of the 3
4 members appointed to the special panel shall receive the same
5 salary as other commissioners for the duration of the panel.
6 The panel shall have the authority to hire and supervise a
7 staff attorney who shall report to the panel of commissioners.
8 (Source: P.A. 100-1066, eff. 8-24-18; 101-530, eff. 1-1-20.)

9 Section 999. Effective date. This Act takes effect upon
10 becoming law."